House No.

Message from His Excellency the Governor recommending legislation relative to An Act validating the results of the special town election held in the town of Wenham on December 17, 2009.

The Commonwealth of Massachusetts



EXECUTIVE DEPARTMENT
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DEVAL L. PATRICK GOVERNOR TIMOTHY P. MURRAY LIEUTENANT GOVERNOR

July 28, 2010

To the Honorable Senate and House of Representatives:

Pursuant to the provisions of Article II, Section 8, Paragraph 1, Clause (2) of the Amendments to the Constitution, as amended by Article LXXXIX, I am filing for your consideration the attached legislation entitled, "An Act Validating the Results of the Special Town Election Held in the Town of Wenham on December 17, 2009."

Senator Tarr, Representative Hill and the Wenham Board of Selectmen have requested that I file this special legislation on behalf of the Town. The purpose of the legislation is to validate votes and actions taken at a Special Town Election held on December 17, 2009 and all actions taken pursuant thereto. The Town erred by failing to include a warrant reference to the Special Election, which was held for the purpose of authorizing an appropriation outside of proposition 2-1/2. The funds are necessary to replace a heating system in a school building in the Wenham-Hamilton regional school district.

I urge your early and favorable consideration of this bill.

Respectfully submitted,

DEVAL L. PATRICK,

Governor.

The Commonwealth of Massachusetts

In	the	Year	Two	Thousand	and	Ter

AN ACT VALIDATING THE RESULTS OF THE SPECIAL TOWN ELECTION HELD IN THE TOWN OF WENHAM ON DECEMBER 17, 2009.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 SECTION 1. Nothwithstanding any general or special law to the contrary, all acts and proceedings
- 2 taken by the town of Wenham at the special town election held on December 17, 2009 and all actions
- 3 taken pursuant thereto are hereby ratified, validated and confirmed, notwithstanding any defect or
- 4 omission in posting the warrant for the election.
- 5 SECTION 2. Notwithstanding any general or special law to the contrary, the Hamilton-Wenham
- 6 Regional School District is authorized to repay cash advances made on account of capital projects in
- 7 fiscal year 2010 from proceeds of bonts or notes issued to pay costs of such projects in fiscal year 2011.
- 8 SECTION 3. This law shall take effect upon its passage.